

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA

v.

1. Luz LUCIANO,
a/k/a Chila,
2. Daniel AGUILAR,
a/k/a "Lik"
3. Roberto SOLORIO,
4. Ricardo ESTRADA,
5. Andres MARTINEZ,
a/k/a Castro Casimiro,
a/k/a Joel Zequeira,
6. Jose ROSALES,
a/k/a Tony,
a/k/a Tono,
a/k/a Joel Agostini,
7. Valentin MARTINEZ,
a/k/a Valentin RIVERA,
a/k/a "V",
a/k/a Vale,
8. Kelvin MADERA,
a/k/a Manolo LNU,
a/k/a Manuel GERMOSEN,
9. Abdallah HAMDAN,
10. Ricardo MARTINEZ,
a/k/a Chorizo,
a/k/a Chori,
11. Howard GREENBERG,
12. EDGAR HOFFENS,
a/k/a Carlos Colon Rivera,
a/k/a Tigueron,
13. Rogelio GARCIA,
a/k/a Lacuilla,
14. Javier Angel Romero,
a/k/a Ramon ACOSTA,
15. Cristian GERMOSEN,
16. Juan MARTINEZ,
a/k/a Marcelino Cuevas,
a/k/a Chon,
17. Gerardo Vasseur ORTIZ,
a/k/a Scarface,
18. Phillip ASARO,
19. Silvestre LIZARDI,

)
) Criminal No. 04-10299-PBS
)
) VIOLATIONS:
)
) 21 U.S.C. §846 - Conspiracy to
) Possess with Intent to
) Distribute Cocaine
)
) 21 U.S.C. § 853 - Criminal
) Forfeiture

2

- 20. Robert RUSCIO,)
- 21. Giovanni AVILA,)
a/k/a Gio,)
a/k/a the Painter,)
- 22. Gilberto ZAYAS,)
a/k/a Tony,)
- 23. Luis DEJESUS,)
a/k/a Edgardo,)
- 24. Benito GRULLON,)
a/k/a "Quico")

Defendants.

FIRST SUPERSEDING INDICTMENT

COUNT ONE: (21 United States Code Section 846 - Conspiracy
to Possess with Intent to Distribute Cocaine)

The Grand Jury charges that:

From an unknown date but at least by in or about January
2001 and continuing until on or about May 1, 2004 at Lynn,
Danvers, Peabody, Salem, and elsewhere in the District of
Massachusetts, at the Bronx and Manhattan in the Southern
District of New York, at Mexico, and elsewhere,

- 1. Luz LUCIANO,
a/k/a Chila,
- 2. Daniel AGUILAR,
a/k/a "Lik"
- 3. Roberto SOLORIO,
- 4. Ricardo ESTRADA,
- 5. Andres MARTINEZ,
a/k/a Castro Casimiro,
a/k/a Joel Zequeira,
- 6. Jose ROSALES,
a/k/a Tony,
a/k/a Tono,
a/k/a Joel Agostini,
- 7. Valentin MARTINEZ,
a/k/a Valentin RIVERA,
a/k/a "V",

- a/k/a Vale,
- 8. Kelvin MADERA,
a/k/a Manolo LNU,
- a/k/a Manuel GERMOSEN,
- 9. Abdallah HAMDAN,
- 10. Ricardo MARTINEZ,
a/k/a Chorizo,
a/k/a Chori,
- 11. Howard GREENBERG,
- 12. EDGAR HOFFENS,
a/k/a Carlos Colon Rivera,
a/k/a Tigueron,
- 13. Rogelio GARCIA,
a/k/a Lacuilla,
- 14. Javier Angel Romero,
a/k/a Ramon ACOSTA,
- 15. Cristian GERMOSEN,
- 16. Juan MARTINEZ,
a/k/a Marcelino Cuevas,
a/k/a Chon,
- 17. Gerardo Vasseur ORTIZ,
a/k/a Scarface,
- 18. Phillip ASARO,
- 19. Silvestre LIZARDI,
- 20. Robert RUSCIO,
- 21. Giovanni AVILA,
a/k/a Gio,
a/k/a the Painter,
- 22. Gilberto ZAYAS,
a/k/a Tony,
- 23. Luis DEJESUS,
a/k/a Edgardo,
- 24. Benito GRULLON,
a/k/a "Quico"

defendants herein, knowingly and intentionally combined,
conspired, and agreed with each other and with other persons
known and unknown to the Grand Jury, to possess with intent to
distribute and distribute cocaine, a Schedule II controlled
substance, in violation of Title 21, United States Code, Section
841(a) (1).

It is further alleged that the conspiracy involved five kilograms or more of a mixture and substance containing a detectable amount of cocaine, a Schedule II controlled substance.

All in violation of Title 21, United States Code, Sections 846 and 841(b)(1)(A)(ii).

DRUG FORFEITURE ALLEGATION

(21 U.S.C. §853 -- Criminal Forfeiture)

The Grand Jury further charges that:

1. As a result of committing one or more of the offenses alleged in Count One of this indictment,

1. Luz LUCIANO,
a/k/a Chila,
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a/k/a "Lik"
3. Roberto SOLORIO,
4. Ricardo ESTRADA,
5. Andres MARTINEZ,
a/k/a Castro Casimiro,
a/k/a Joel Zequeira,
6. Jose ROSALES,
a/k/a Tony,
a/k/a Tono,
a/k/a Joel Agostini,
7. Valentin MARTINEZ,
a/k/a Valentin RIVERA,
a/k/a "V",
a/k/a Vale,
8. Kelvin MADERA,
a/k/a Manolo LNU,
a/k/a Manuel GERMOSEN,
9. Abdallah HAMDAN,
10. Ricardo MARTINEZ,
a/k/a Chorizo,
a/k/a Chori,
11. Howard GREENBERG,
12. EDGAR HOFFENS,
a/k/a Carlos Colon Rivera,
a/k/a Tigueron,
13. Rogelio GARCIA,
a/k/a Lacuilla,
14. Javier Angel Romero,
a/k/a Ramon ACOSTA,
15. Cristian GERMOSEN,
16. Juan MARTINEZ,
a/k/a Marcelino Cuevas,

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- a/k/a Chon,
- 17. Gerardo Vasseur ORTIZ,
a/k/a Scarface,
- 18. Phillip ASARO,
- 19. Silvestre LIZARDI,
- 20. Robert RUSCIO,
- 21. Giovanni AVILA,
a/k/a Gio,
a/k/a the Painter,
- 22. Gilberto ZAYAS,
a/k/a Tony,
- 23. Luis DEJESUS,
a/k/a Edgardo,
- 24. Benito GRULLON,
a/k/a "Quico"

defendants herein, shall forfeit to the United States, pursuant to 21 U.S.C. §853: (1) any and all property constituting or derived from any proceeds the said defendant obtained directly or indirectly as a result of the charged offense; and (2) any and all property used or intended to be used in any manner or part to commit and to facilitate the commission of the offense, including, but not limited to, the following:

- (a) \$1,150.00 in United States currency, seized from Giovanni Enrique Avila on or about May 1, 2004;
- (b) \$19,000.00 in United States currency, seized from Giovanni's Auto Body, 892 Washington Street, Lynn, Massachusetts, on or about May 1, 2004;
- (c) a 2000 Freightliner Tractor Classic XL, Vehicle Identification No. 1FUPCSEB9YDB42682, and California License No. UP20575, registered in the name of Ricardo Estrada;
- (d) \$21,042.00 in U.S. Currency, seized from 29 Hardy Avenue, Newburyport, Massachusetts, on or about May 1, 2004;

- (e) \$1,213.00 in U.S. Currency, seized from Silvester Lizardi, on or about May 1, 2004;
- (f) the real property and buildings located at 892-898 Washington Street, Lynn, Massachusetts, which contains a auto body shop commonly known as "Giovanni's European Auto Body," a/k/a "Giovanni's BMW Auto Body", with a Deed recorded at Book 12349, Page 135, of the Southern Essex County Registry of Deeds;
- (g) \$6,000 in U.S. Currency, seized from Judith Collado and Ruth Saldivar on or about May 5, 2004;
- (h) \$4,360 in U.S. Currency, seized from Valentin Martinez on or about May 1, 2004; and
- (i) \$25,300 in U.S. Currency, seized from Phillip Asaro on or about May 1, 2004.

2. If any of the above-described forfeitable properties, as a result of any act or omission of the defendants:

- (a) cannot be located upon the exercise of due diligence;
- (b) have been transferred or sold to, or deposited with, a third party;
- (c) have been placed beyond the jurisdiction of the Court;
- (d) have been substantially diminished in value; or
- (e) have been commingled with other property which cannot be subdivided without difficulty;

it is the intent of the United States, pursuant to 21 U.S.C. §853(p), to seek forfeiture of any other property of said defendants up to the value of the above forfeitable properties, including, but not limited to, the following:

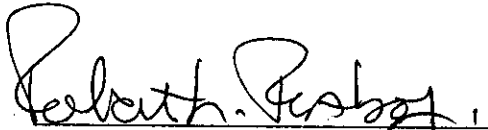
- (1) the real property located at 88 Windsor Avenue, Swampscott, Massachusetts, including all buildings, appurtenances, and improvements thereon, with a Deed recorded at Book 23089, Page 204, of the Southern Essex County Registry of Deeds and Land Court Certificate No. 77407; and
- (2) the real property located at 7A Buffum Street, Salem, Massachusetts, including all buildings, appurtenances, and improvements thereon, with a Deed recorded at Book 23089, Page 215, of the Southern Essex County Registry of Deeds.

All in violation of Title 21, United States Code, Section 853.

9


A TRUE BILL


FOREPERSON OF THE GRAND JURY


ASSISTANT U.S. ATTORNEY

DISTRICT OF MASSACHUSETTS; October 6, 2004

Returned into the District Court by the Grand Jurors and
filed.


DEPUTY CLERK 2:07

JS 45 (5/97) - (Revised U.S.D.C. MA 2/7/02)

Criminal Case Cover Sheet**U.S. District Court - District of Massachusetts**Place of Offense: _____ Category No. II Investigating Agency DEACity Lynn Related Case Information:County Essex Superseding Ind./ Inf. X Case No. 04-10299 PBS
Same Defendant x New Defendant _____
Magistrate Judge Case Number [REDACTED]
Search Warrant Case Number 04-M-1720-1730
R 20/R 40 from District of _____**Defendant Information:**Defendant Name LUZ LUCIANO Juvenile: ☐ Yes ☒ NoAlias Name "Chila"

Address _____

Birthdate: _____ SS # _____ Sex: FEM Race: Hispanic Nationalit GuatemalaDefense Counsel if known: Michael Bourbeau, Esq. Address 77 Central Street, Boston, MA

Bar Number _____

U.S. Attorney Information:AUSA Robert L. Peabody Bar Number if applicable 551936Interpreter: ☒ Yes ☐ No List language and/or dialect: SpanishMatter to be SEALED: Yes ☒ [REDACTED]Warrant Requested [REDACTED]

In Custody

Location Status:Arrest Date 5/01/04

Already in Federal Custody as of _____ in _____

☐ Already in State Custody at _____ ☐ Serving Sentence ☐ Awaiting Trial☒ On Pretrial Release: Ordered by: Mag. Judge Swartwood on _____Charging Document: Complaint ☐ Information ☒ IndictmentTotal # of Counts: ☐ Petty _____ ☐ Misdemeanor _____ ☒ Felony 1

Continue on Page 2 for Entry of U.S.C. Citations

I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.

Date: 10/6/04Signature of AUSA: Robert L. Peabody

District Court Case Number (To be filled in by deputy clerk): _____

Name of Defendant LUZ LUCIANO

U.S.C. Citations

	<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count Numbers</u>
Set 1	<u>21 USC 846</u>	<u>CONSPIRACY DISTRIBUTE COCAINE</u>	<u>1</u>
Set 2	_____	_____	_____
Set 3	_____	_____	_____
Set 4	_____	_____	_____
Set 5	_____	_____	_____
Set 6	_____	_____	_____
Set 7	_____	_____	_____
Set 8	_____	_____	_____
Set 9	_____	_____	_____
Set 10	_____	_____	_____
Set 11	_____	_____	_____
Set 12	_____	_____	_____
Set 13	_____	_____	_____
Set 14	_____	_____	_____
Set 15	_____	_____	_____

ADDITIONAL INFORMATION: _____

JS 45 (5/97) - (Revised U.S.D.C. MA 2/7/02)

Criminal Case Cover Sheet**U.S. District Court - District of Massachusetts**Place of Offense: _____ Category No. II Investigating Agency DEACity Lynn Related Case Information:County Essex Superseding Ind./ Inf. X Case No. 04-10299 PBS
Same Defendant x New Defendant _____
Magistrate Judge Case Number [REDACTED]
Search Warrant Case Number 04-M-1720-1730
R 20/R 40 from District of _____**Defendant Information:**Defendant Name DANIEL AGUILAR Juvenile: ☐ Yes ☒ NoAlias Name "LIK"

Address _____

Birthdate: _____ SS # _____ Sex: MALE Race: Hispanic Nationalit MexicanDefense Counsel if known: Benjamin Entine, Esq. Address 77 Franklin Street, Boston, MABar Number _____ 617-357-0770**U.S. Attorney Information:**AUSA Robert L. Peabody Bar Number if applicable 551930Interpreter: ☒ Yes ☐ No List language and/or dialect: SpanishMatter to be SEALED: Yes [REDACTED]Warrant Requested ☐ Regular Process ☒ In Custody**Location Status:**Arrest Date 5/01/04☒ Already in Federal Custody as of _____ in Wyatt Detention, Central Falls, RI☐ Already in State Custody at _____ ☐ Serving Sentence ☐ Awaiting Trial☐ On Pretrial Release: Ordered by: _____ on _____Charging Document: Complaint ☐ Information ☒ IndictmentTotal # of Counts: ☐ Petty _____ ☐ Misdemeanor _____ ☒ Felony 1

Continue on Page 2 for Entry of U.S.C. Citations

I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.

Date: 10/6/04Signature of AUSA: Robert L. Peabody

District Court Case Number (To be filled in by deputy clerk): _____

Name of Defendant DANIEL AGUILAR

U.S.C. Citations

	<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count Numbers</u>
Set 1	<u>21 USC 846</u>	<u>CONSPIRACY DISTRIBUTE COCAINE</u>	<u>1</u>
Set 2	_____	_____	_____
Set 3	_____	_____	_____
Set 4	_____	_____	_____
Set 5	_____	_____	_____
Set 6	_____	_____	_____
Set 7	_____	_____	_____
Set 8	_____	_____	_____
Set 9	_____	_____	_____
Set 10	_____	_____	_____
Set 11	_____	_____	_____
Set 12	_____	_____	_____
Set 13	_____	_____	_____
Set 14	_____	_____	_____
Set 15	_____	_____	_____

ADDITIONAL INFORMATION: _____

Criminal Case Cover Sheet**U.S. District Court - District of Massachusetts**Place of Offense: _____ Category No. II Investigating Agency DEACity Lynn**Related Case Information:**County EssexSuperseding Ind./ Inf. X Case No. 04-10299 PBSSame Defendant x New Defendant _____Magistrate Judge Case Number [REDACTED]Search Warrant Case Number 04-M-1720 to 1730

R 20/R 40 from District of _____

Defendant Information:Defendant Name ROBERTO SOLORIO Juvenile: ☐ Yes ☒ No

Alias Name _____

Address _____

Birthdate: _____ SS # _____ Sex: MALE Race: Hispanic Nationalit MexicanDefense Counsel if known: Syrie Fried, Esq. Address Federal DefenderBar Number _____ 617-223-8061**U.S. Attorney Information:**AUSA Robert L. Peabody Bar Number if applicable 551936Interpreter: ☒ Yes ☐ No List language and/or dialect: SpanishMatter to be SEALED: ☒ Yes [REDACTED]Warrant Requested [REDACTED] In Custody**Location Status:**Arrest Date 5/01/04

Already in Federal Custody as of _____ in _____

☐ Already in State Custody at _____ ☐ Serving Sentence ☐ Awaiting Trial☒ On Pretrial Release: Ordered by: Mag. Judge Swartwood on _____Charging Document: Complaint ☐ Information ☒ IndictmentTotal # of Counts: ☐ Petty _____ ☐ Misdemeanor _____ ☒ Felony 1

Continue on Page 2 for Entry of U.S.C. Citations

I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.

Date: 10/6/04 Signature of AUSA: Robert L. Peabody

District Court Case Number (To be filled in by deputy clerk): _____

Name of Defendant ROBERTO SOLORIO

U.S.C. Citations

	<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count Numbers</u>
Set 1	<u>21 USC 846</u>	<u>CONSPIRACY DISTRIBUTE COCAINE</u>	<u>1</u>
Set 2	_____	_____	_____
Set 3	_____	_____	_____
Set 4	_____	_____	_____
Set 5	_____	_____	_____
Set 6	_____	_____	_____
Set 7	_____	_____	_____
Set 8	_____	_____	_____
Set 9	_____	_____	_____
Set 10	_____	_____	_____
Set 11	_____	_____	_____
Set 12	_____	_____	_____
Set 13	_____	_____	_____
Set 14	_____	_____	_____
Set 15	_____	_____	_____

ADDITIONAL INFORMATION: _____

Criminal Case Cover Sheet**U.S. District Court - District of Massachusetts**Place of Offense: _____ Category No. II Investigating Agency DEACity Lynn Related Case Information:County Essex Superseding Ind./ Inf. X Case No. 04-10299 PBS
Same Defendant x New Defendant _____
Magistrate Judge Case Number _____
Search Warrant Case Number 04 M 1720- to 1730, 04-M 1738
R 20/R 40 from District of _____**Defendant Information:**Defendant Name RICARDO ESTRADA Juvenile: ☐ Yes ☒ No

Alias Name _____

Address _____

Birthdate: _____ SS # _____ Sex: MALE Race: Hispanic Nationalit MexicanDefense Counsel if known: Eliot Weinstein, Esq. Address 228 Lewis WharfBar Number _____ 617-367-9334**U.S. Attorney Information:**AUSA Robert L. Peabody Bar Number if applicable 551936Interpreter: ☒ Yes ☐ No List language and/or dialect: SpanishMatter to be SEALED: Yes ☒ No _____Warrant Requested ☐ Regular Process ☒ In Custody**Location Status:**

Arrest Date _____

☒ Already in Federal Custody as of _____ Wyatt Detention, Central Falls, RI☐ Already in State Custody at _____ ☐ Serving Sentence ☐ Awaiting Trial☐ On Pretrial Release: Ordered by: _____ on _____Charging Document: Complaint ☐ Information ☒ IndictmentTotal # of Counts: ☐ Petty ☐ Misdemeanor ☒ Felony 1

Continue on Page 2 for Entry of U.S.C. Citations

I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.

Date: 10/06/04 Signature of AUSA: Robert L. Peabody

District Court Case Number (To be filled in by deputy clerk): _____**Name of Defendant** RICARDO ESTRADA**U.S.C. Citations**

	<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count Numbers</u>
Set 1	<u>21 USC 846</u>	<u>CONSPIRACY DISTRIBUTE COCAINE</u>	<u>1</u>
Set 2	_____	_____	_____
Set 3	_____	_____	_____
Set 4	_____	_____	_____
Set 5	_____	_____	_____
Set 6	_____	_____	_____
Set 7	_____	_____	_____
Set 8	_____	_____	_____
Set 9	_____	_____	_____
Set 10	_____	_____	_____
Set 11	_____	_____	_____
Set 12	_____	_____	_____
Set 13	_____	_____	_____
Set 14	_____	_____	_____
Set 15	_____	_____	_____

ADDITIONAL INFORMATION: _____

Criminal Case Cover Sheet

U.S. District Court - District of Massachusetts

Place of Offense: _____ Category No. II Investigating Agency DEA

City Lynn

Related Case Information:

County Essex

Superseding Ind./ Inf. X Case No. 04-10299 PBS
Same Defendant _____ New Defendant x
Magistrate Judge Case Number 04-M-1685-000
Search Warrant Case Number 04-M-1720-to-1730
R 20/R 40 from District of _____

Defendant Information:

Defendant Name ANDRES MARTINEZ Juvenile: ☐ Yes ☒ No

Alias Name CASTRO CASIMIRO AKA SACAIDA AKA JOEL ZEQUEIRA

Address _____

Birthdate: _____ SS # 000-00-2428 Sex: MALE Race: Hispanic Nationalit Mexican

Defense Counsel if known: John Cicilline, Esq. Address 381 Atwells Ave., Providence, RI

Bar Number _____

U.S. Attorney Information:

AUSA Robert L. Peabody Bar Number if applicable 551936

Interpreter: ☒ Yes ☐ No List language and/or dialect: Spanish

Matter to be SEALED: Yes

Warrant Requested ☐ Regular Process ☒ In Custody

Location Status:

Arrest Date 5/1/2004

☒ Already in Federal Custody as of _____ in Wyatt Detention, Central Falls, RI

☐ Already in State Custody at _____ ☐ Serving Sentence ☐ Awaiting Trial

☐ On Pretrial Release: Ordered by: _____ on _____

Charging Document: Complaint ☐ Information ☒ Indictment

Total # of Counts: ☐ Petty ☐ Misdemeanor ☒ Felony 1

Continue on Page 2 for Entry of U.S.C. Citations

I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.

Date: 10/5/04

Signature of AUSA: Robert L. Peabody

District Court Case Number (To be filled in by deputy clerk): _____

Name of Defendant ANDRES MARTINEZ

U.S.C. Citations

	<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count Numbers</u>
Set 1	<u>21 USC 846</u>	<u>CONSPIRACY DISTRIBUTE COCAINE</u>	<u>1</u>
Set 2	_____	_____	_____
Set 3	_____	_____	_____
Set 4	_____	_____	_____
Set 5	_____	_____	_____
Set 6	_____	_____	_____
Set 7	_____	_____	_____
Set 8	_____	_____	_____
Set 9	_____	_____	_____
Set 10	_____	_____	_____
Set 11	_____	_____	_____
Set 12	_____	_____	_____
Set 13	_____	_____	_____
Set 14	_____	_____	_____
Set 15	_____	_____	_____

ADDITIONAL INFORMATION: _____

FD-45 (5/97) - (Revised U.S.D.C. MA 2/7/02)

Criminal Case Cover Sheet**U.S. District Court - District of Massachusetts**Place of Offense: _____ Category No. II Investigating Agency DEACity Lynn**Related Case Information:**County EssexSuperseding Ind./ Inf. X Case No. 04-10299 PBSSame Defendant _____ New Defendant x

Magistrate Judge Case Number _____

Search Warrant Case Number 04-M-1720 to 1730

R 20/R 40 from District of _____

Defendant Information:Defendant Name JOSE ROSALES Juvenile: ☐ Yes ☒ NoAlias Name TONY AKA TONO AKA JOEL AGOSTINIAddress 88 NEWARK ST. LYNN MABirthdate: 5/10/76 SS # 000-00-4530 Sex: MALE Race: Hispanic Nationality MexicanDefense Counsel if known: Raymond A. O'Hara, Esq. Address 1 Exchange Place., Worcester, MA

Bar Number _____

U.S. Attorney Information:AUSA Robert L. Peabody Bar Number if applicable 551936Interpreter: ☒ Yes ☐ No List language and/or dialect: SpanishMatter to be SEALED: Yes [REDACTED]Warrant Requested ☐ Regular Process ☒ In Custody**Location Status:**Arrest Date 5/1/04☒ Already in Federal Custody as of _____ in Wyatt Detention, Central Falls, RI☐ Already in State Custody at _____ ☐ Serving Sentence ☐ Awaiting Trial☐ On Pretrial Release: Ordered by: _____ on _____Charging Document: Complaint ☐ Information ☒ IndictmentTotal # of Counts: ☐ Petty _____ ☐ Misdemeanor _____ ☒ Felony 1

Continue on Page 2 for Entry of U.S.C. Citations

I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.

Date: 10/6/04Signature of AUSA: Robert L. Peabody

District Court Case Number (To be filled in by deputy clerk): _____

Name of Defendant JOSE ROSALES

U.S.C. Citations

	<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count Numbers</u>
Set 1	<u>21 USC 846</u>	<u>CONSPIRACY DISTRIBUTE COCAINE</u>	<u>1</u>
Set 2	_____	_____	_____
Set 3	_____	_____	_____
Set 4	_____	_____	_____
Set 5	_____	_____	_____
Set 6	_____	_____	_____
Set 7	_____	_____	_____
Set 8	_____	_____	_____
Set 9	_____	_____	_____
Set 10	_____	_____	_____
Set 11	_____	_____	_____
Set 12	_____	_____	_____
Set 13	_____	_____	_____
Set 14	_____	_____	_____
Set 15	_____	_____	_____

ADDITIONAL INFORMATION: _____

JS 45 (5/97) - (Revised U.S.D.C. MA 2/7/02)

Criminal Case Cover Sheet**U.S. District Court - District of Massachusetts**Place of Offense: _____ Category No. II Investigating Agency DEACity Lynn**Related Case Information:**County EssexSuperseding Ind./ Inf. X Case No. 04-10299 PBSSame Defendant _____ New Defendant x

Magistrate Judge Case Number _____

Search Warrant Case Number 04-M-1720 to 1730

R 20/R 40 from District of _____

Defendant Information:Defendant Name VALENTIN MARTINEZ Juvenile: ☐ Yes ☒ NoAlias Name VALENTIN RIVERAAddress 108 JOHNSON STREET, LYNN, MABirthdate: 12/20/69 SS # 000-00-3904 Sex: MALE Race: Hispanic Nationalit MexicanDefense Counsel if known: Ronald Ian Segal, Esq. Address 23 Central Ave., Lynn, MA

Bar Number _____

U.S. Attorney Information:AUSA Robert L. Peabody Bar Number if applicable 551936Interpreter: ☒ Yes ☒ No List language and/or dialect: SpanishMatter to be SEALED: Yes ☒ No ☒

Warrant Requested

☐ Regular Process☒ In Custody**Location Status:**Arrest Date 5/1/04☒ Already in Federal Custody as of _____ in Wyatt Detention, Central Falls, RI☐ Already in State Custody at _____ ☐ Serving Sentence ☐ Awaiting Trial☐ On Pretrial Release: Ordered by: _____ on _____Charging Document: Complaint ☐ Information ☒ IndictmentTotal # of Counts: ☐ Petty _____ ☐ Misdemeanor _____ ☒ Felony 1

Continue on Page 2 for Entry of U.S.C. Citations

I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.

Date: 10/6/04Signature of AUSA: Robert L. Peabody

District Court Case Number (To be filled in by deputy clerk): _____

Name of Defendant VALENTIN MARTINEZ

U.S.C. Citations

	<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count Numbers</u>
Set 1	<u>21 USC 846</u>	<u>CONSPIRACY DISTRIBUTE COCAINE</u>	<u>1</u>
Set 2	_____	_____	_____
Set 3	_____	_____	_____
Set 4	_____	_____	_____
Set 5	_____	_____	_____
Set 6	_____	_____	_____
Set 7	_____	_____	_____
Set 8	_____	_____	_____
Set 9	_____	_____	_____
Set 10	_____	_____	_____
Set 11	_____	_____	_____
Set 12	_____	_____	_____
Set 13	_____	_____	_____
Set 14	_____	_____	_____
Set 15	_____	_____	_____

ADDITIONAL INFORMATION: _____

Criminal Case Cover Sheet**U.S. District Court - District of Massachusetts**Place of Offense: _____ Category No. II Investigating Agency DEACity Lynn**Related Case Information:**County EssexSuperseding Ind./ Inf. X Case No. 04-10299 PBSSame Defendant _____ New Defendant x

Magistrate Judge Case Number _____

Search Warrant Case Number 04-M-1720 to 1730

R 20/R 40 from District of _____

Defendant Information:Defendant Name KELVIN MADERA Juvenile: ☐ Yes ☒ NoAlias Name MANOLO LNUAddress 65 FREEMAN AVENUE, EVERETT, MA 02149Birthdate: 5/22/66 SS # 000-00-0648 Sex: MALE Race: Hispanic Nationalit DominicanDefense Counsel if known: Steven Judge, Esq. Address 23 Central Ave., Lynn, MA

Bar Number _____

U.S. Attorney Information:AUSA Robert L. Peabody Bar Number if applicable 551936Interpreter: ☒ Yes ☐ No List language and/or dialect: spanishMatter to be SEALED: Yes ☒ No ☐

Warrant Requested

☐ Regular Process☒ In Custody**Location Status:**Arrest Date 5/1/04☒ Already in Federal Custody as of _____ in Wyatt Detention, Central Falls, RI☐ Already in State Custody at _____ ☐ Serving Sentence ☐ Awaiting Trial☐ On Pretrial Release: Ordered by: _____ on _____Charging Document: Complaint ☐ Information ☒ IndictmentTotal # of Counts: ☐ Petty ☐ Misdemeanor ☒ Felony 1

Continue on Page 2 for Entry of U.S.C. Citations

I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.Date: 10/6/04 Signature of AUSA: Robert L. Peabody

District Court Case Number (To be filled in by deputy clerk): _____

Name of Defendant KELVIN MADERA

U.S.C. Citations

	<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count Numbers</u>
Set 1	<u>21 USC 846</u>	<u>CONSPIRACY DISTRIBUTE COCAINE</u>	<u>1</u>
Set 2	_____	_____	_____
Set 3	_____	_____	_____
Set 4	_____	_____	_____
Set 5	_____	_____	_____
Set 6	_____	_____	_____
Set 7	_____	_____	_____
Set 8	_____	_____	_____
Set 9	_____	_____	_____
Set 10	_____	_____	_____
Set 11	_____	_____	_____
Set 12	_____	_____	_____
Set 13	_____	_____	_____
Set 14	_____	_____	_____
Set 15	_____	_____	_____

ADDITIONAL INFORMATION: _____

JS 45 (5/97) - (Revised U.S.D.C. MA 2/7/02)

Criminal Case Cover Sheet**U.S. District Court - District of Massachusetts**Place of Offense: _____ Category No. II Investigating Agency DEACity Lynn**Related Case Information:**County EssexSuperseding Ind./ Inf. X Case No. 04-10299 PBSSame Defendant _____ New Defendant xMagistrate Judge Case Number [REDACTED]Search Warrant Case Number 04-M-1720 to 1730

R 20/R 40 from District of _____

Defendant Information:Defendant Name ABDALLAH HAMDAN Juvenile: ☐ Yes ☒ No

Alias Name _____

Address 10 ROOSEVELT ST METHUEN MABirthdate: 1/17/76 SS # 000-00-7550 Sex: MALE Race: Arabic Nationalit PalestinianDefense Counsel if known: Melvin Norris, Esq. Address 260 Boston Post Rd., Wayland, MA

Bar Number _____

U.S. Attorney Information:AUSA Robert L. Peabody. Bar Number if applicable 551936Interpreter: ☐ Yes ☒ No List language and/or dialect: _____Matter to be SEALED: Yes [REDACTED]Warrant Requested ☐ Regular Process ☒ In Custody**Location Status:**Arrest Date 5/1/04☒ Already in Federal Custody as of _____ in Wyatt Detention, Central Falls, RI☐ Already in State Custody at _____ ☐ Serving Sentence ☐ Awaiting Trial☐ On Pretrial Release: Ordered by: _____ on _____Charging Document: Complaint ☐ Information ☒ IndictmentTotal # of Counts: ☐ Petty _____ ☐ Misdemeanor _____ ☒ X Felony 1

Continue on Page 2 for Entry of U.S.C. Citations

I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.

Date: 10/6/04 Signature of AUSA: Robert L. Peabody.

District Court Case Number (To be filled in by deputy clerk): _____

Name of Defendant ABDALLAH HAMDAN

U.S.C. Citations

	<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count Numbers</u>
Set 1	<u>21 USC 846</u>	<u>CONSPIRACY DISTRIBUTE COCAINE</u>	<u>1</u>
Set 2	_____	_____	_____
Set 3	_____	_____	_____
Set 4	_____	_____	_____
Set 5	_____	_____	_____
Set 6	_____	_____	_____
Set 7	_____	_____	_____
Set 8	_____	_____	_____
Set 9	_____	_____	_____
Set 10	_____	_____	_____
Set 11	_____	_____	_____
Set 12	_____	_____	_____
Set 13	_____	_____	_____
Set 14	_____	_____	_____
Set 15	_____	_____	_____

ADDITIONAL INFORMATION: _____

JS 45 (5/97) - (Revised U.S.D.C. MA 2/7/02)

Criminal Case Cover Sheet**U.S. District Court - District of Massachusetts**Place of Offense: _____ Category No. II Investigating Agency DEACity Lynn**Related Case Information:**County EssexSuperseding Ind./ Inf. X Case No. 04-10299 PBSSame Defendant _____ New Defendant xMagistrate Judge Case Number [REDACTED]Search Warrant Case Number 04-M-1720 to 1730

R 20/R 40 from District of _____

Defendant Information:Defendant Name RICARDO MARTINEZ Juvenile: ☐ Yes ☒ NoAlias Name CHORIZOAddress 304 AMERICAN LEGION REVERE, MABirthdate: 4/1/74 SS # 000-00-5331 Sex: MALE Race: Hispanic Nationalit Mexican

Defense Counsel if known: _____ Address _____

Bar Number _____

U.S. Attorney Information:AUSA Robert L. Peabody Bar Number if applicable _____Interpreter: ☒ Yes ☐ No List language and/or dialect: SpanishMatter to be SEALED: Yes ☒ No ☐Warrant Requested ☐ Regular Process ☐ In Custody ☐**Location Status:**Arrest Date FUGITIVE

Already in Federal Custody as of _____ in _____

☐ Already in State Custody at _____ ☐ Serving Sentence ☐ Awaiting Trial☐ On Pretrial Release: Ordered by: _____ on _____Charging Document: Complaint ☐ Information ☒ IndictmentTotal # of Counts: ☐ Petty ☐ Misdemeanor ☒ Felony 1

Continue on Page 2 for Entry of U.S.C. Citations

I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.

Date: 10/6/04 Signature of AUSA: Robert L. Peabody

JS 45 (5/97) (Revised U.S.D.C. MA 2/7/02) Page 2 of 2 or Reverse

District Court Case Number (To be filled in by deputy clerk): _____

Name of Defendant RICARDO MARTINEZ

U.S.C. Citations

	<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count Numbers</u>
Set 1	<u>21 USC 846</u>	<u>CONSPIRACY DISTRIBUTE COCAINE</u>	<u>1</u>
Set 2	_____	_____	_____
Set 3	_____	_____	_____
Set 4	_____	_____	_____
Set 5	_____	_____	_____
Set 6	_____	_____	_____
Set 7	_____	_____	_____
Set 8	_____	_____	_____
Set 9	_____	_____	_____
Set 10	_____	_____	_____
Set 11	_____	_____	_____
Set 12	_____	_____	_____
Set 13	_____	_____	_____
Set 14	_____	_____	_____
Set 15	_____	_____	_____

ADDITIONAL INFORMATION: _____

JS 45 (5/97) - (Revised U.S.D.C. MA 2/7/02)

Criminal Case Cover Sheet**U.S. District Court - District of Massachusetts**Place of Offense: _____ Category No. II Investigating Agency DEACity Lynn Related Case Information:County Essex Superseding Ind./ Inf. X Case No. 04-10299 PBS
Same Defendant _____ New Defendant x
Magistrate Judge Case Number [REDACTED]
Search Warrant Case Number 04-M-1720 to 1730
R 20/R 40 from District of _____**Defendant Information:**Defendant Name HOWARD GREENBERG Juvenile: ☐ Yes ☒ NoAlias Name HOWIEAddress 677 REVERE BEACH BLVD. REVERE, MABirthdate: 10/10/52 SS # 000-00-8901 Sex: MALE Race: white Nationalit USADefense Counsel if known: Roger Witkin, Esq. Address 6 Beacon St., Boston, MA

Bar Number _____

U.S. Attorney Information:AUSA Robert L. Peabody Bar Number if applicable 551936Interpreter: ☐ Yes ☒ No List language and/or dialect: _____Matter to be SEALED: Yes [REDACTED]

Warrant Requested

☒ Regular Process

In Custody

Location Status:Arrest Date 5/1/04

Already in Federal Custody as of _____ in _____

☐ Already in State Custody at _____ ☐ Serving Sentence ☐ Awaiting Trial☒ On Pretrial Release: Ordered by: Mag. Judge Swartwood on _____Charging Document: Complaint ☐ Information ☒ IndictmentTotal # of Counts: ☐ Petty _____ ☐ Misdemeanor _____ ☒ X Felony 1

Continue on Page 2 for Entry of U.S.C. Citations

I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.

Date: 10/6/04 Signature of AUSA: Robert L. Peabody

District Court Case Number (To be filled in by deputy clerk): _____**Name of Defendant** HOWARD GREENBERG**U.S.C. Citations**

	<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count Numbers</u>
Set 1	<u>21 USC 846</u>	<u>CONSPIRACY DISTRIBUTE COCAINE</u>	<u>1</u>
Set 2	_____	_____	_____
Set 3	_____	_____	_____
Set 4	_____	_____	_____
Set 5	_____	_____	_____
Set 6	_____	_____	_____
Set 7	_____	_____	_____
Set 8	_____	_____	_____
Set 9	_____	_____	_____
Set 10	_____	_____	_____
Set 11	_____	_____	_____
Set 12	_____	_____	_____
Set 13	_____	_____	_____
Set 14	_____	_____	_____
Set 15	_____	_____	_____

ADDITIONAL INFORMATION: _____

Criminal Case Cover Sheet

U.S. District Court - District of Massachusetts

Place of Offense: _____ Category No. II Investigating Agency DEA

City Lynn Related Case Information:

County Essex Superseding Ind./ Inf. X Case No. 04-10299 PBS
Same Defendant _____ New Defendant x
Magistrate Judge Case Number _____
Search Warrant Case Number 04-M-1720 to 1730
R 20/R 40 from District of _____

Defendant Information:

Defendant Name CARLOS COLON-RIVERA Juvenile: ☐ Yes ☒ No
Alias Name TIGUERON
Address 58 CAMPBELL ST. NEW BEDFORD, MA

Birthdate: 8/27/64 SS # 000-00-7833 Sex: MALE Race: Hispanic Nationality: Costa Rican

Defense Counsel if known: John E. Wall, Esq. Address Boston, MA

Bar Number _____

U.S. Attorney Information:

AUSA Robert L. Peabody Bar Number if applicable 551936

Interpreter: ☒ Yes ☐ No List language and/or dialect: Spanish

Matter to be SEALED: ☒ Yes ☐ No

Warrant Requested ☒ Regular Process ☐ In Custody

Location Status:

Arrest Date _____

Already in Federal Custody as of _____ in _____
☐ Already in State Custody at _____ ☐ Serving Sentence ☐ Awaiting Trial
☒ On Pretrial Release: Ordered by: Mag. Judge Swartwood on _____

Charging Document: Complaint ☐ Information ☒ Indictment

Total # of Counts: ☐ Petty ☐ Misdemeanor ☒ Felony 1

Continue on Page 2 for Entry of U.S.C. Citations

I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.

Date: 10/6/04 Signature of AUSA: Robert L. Peabody

District Court Case Number (To be filled in by deputy clerk): _____**Name of Defendant** CARLOS COLON-RIVERA**U.S.C. Citations**

	<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count Numbers</u>
Set 1	<u>21 USC 846</u>	<u>CONSPIRACY DISTRIBUTE COCAINE</u>	<u>1</u>
Set 2	_____	_____	_____
Set 3	_____	_____	_____
Set 4	_____	_____	_____
Set 5	_____	_____	_____
Set 6	_____	_____	_____
Set 7	_____	_____	_____
Set 8	_____	_____	_____
Set 9	_____	_____	_____
Set 10	_____	_____	_____
Set 11	_____	_____	_____
Set 12	_____	_____	_____
Set 13	_____	_____	_____
Set 14	_____	_____	_____
Set 15	_____	_____	_____

ADDITIONAL INFORMATION: _____

JS 45 (5/97) - (Revised U.S.D.C. MA 2/7/02)

Criminal Case Cover Sheet**U.S. District Court - District of Massachusetts**Place of Offense: _____ Category No. II Investigating Agency DEACity Lynn Related Case Information:County Essex Superseding Ind./ Inf. X Case No. 04-10299 PBS
Same Defendant _____ New Defendant x
Magistrate Judge Case Number _____
Search Warrant Case Number 04-M-1720 to 1730
R 20/R 40 from District of _____**Defendant Information:**Defendant Name ROGELIO GARCIA Juvenile: ☐ Yes ☒ NoAlias Name LACUILLAAddress 85 WALNUT AVE., REVERE, MABirthdate: 7/15/80 SS # 000-00-3812 Sex: MALE Race: Hispanic Nationalit USADefense Counsel if known: James H. Budreau, Esq. Address 20 Park Plaza, Boston, MA

Bar Number _____

U.S. Attorney Information:AUSA Robert L. Peabody Bar Number if applicable 551936Interpreter: ☐ Yes ☒ No List language and/or dialect: _____Matter to be SEALED: Yes

Warrant Requested

☒ Regular Process

In Custody

Location Status:

Arrest Date _____

Already in Federal Custody as of _____ in _____

☐ Already in State Custody at _____ ☐ Serving Sentence ☐ Awaiting Trial☒ On Pretrial Release: Ordered by: Mag. Judge Swartwood on _____Charging Document: Complaint ☐ Information ☒ IndictmentTotal # of Counts: ☐ Petty _____ ☐ Misdemeanor _____ ☒ X Felony 1

Continue on Page 2 for Entry of U.S.C. Citations

I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.

Date: 10/6/04Signature of AUSA: Robert L. Peabody

District Court Case Number (To be filled in by deputy clerk): _____**Name of Defendant** ROGELIO GARCIA**U.S.C. Citations**

	<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count Numbers</u>
Set 1	<u>21 USC 846</u>	<u>CONSPIRACY DISTRIBUTE COCAINE</u>	<u>1</u>
Set 2	_____	_____	_____
Set 3	_____	_____	_____
Set 4	_____	_____	_____
Set 5	_____	_____	_____
Set 6	_____	_____	_____
Set 7	_____	_____	_____
Set 8	_____	_____	_____
Set 9	_____	_____	_____
Set 10	_____	_____	_____
Set 11	_____	_____	_____
Set 12	_____	_____	_____
Set 13	_____	_____	_____
Set 14	_____	_____	_____
Set 15	_____	_____	_____

ADDITIONAL INFORMATION: _____

YJS 45 (5/97) - (Revised U.S.D.C. MA 2/7/02)

Criminal Case Cover Sheet**U.S. District Court - District of Massachusetts**Place of Offense: _____ Category No. II Investigating Agency DEACity Lynn Related Case Information:County Essex Superseding Ind./ Inf. X Case No. 04-10299 PBS
Same Defendant _____ New Defendant x
Magistrate Judge Case Number [REDACTED]
Search Warrant Case Number 04-M-1720-to-1730
R 20/R 40 from District of _____**Defendant Information:**Defendant Name JAVIER ANGEL ROMERO Juvenile: ☐ Yes ☒ No
Alias Name RAMON ACOSTA
Address 4 SHERMAN STREET, LYNN, MABirthdate: 3/15/64 SS # 000 00 0172 Sex: MALE Race: Hispanic Nationalit DominicanDefense Counsel if known: Raymond Buso, Esq. Address 15 Church St., Salem, MA

Bar Number _____

U.S. Attorney Information:AUSA Robert L. Peabody Bar Number if applicable 551936Interpreter: ☒ Yes ☐ No List language and/or dialect: SpanishMatter to be SEALED: Yes [REDACTED]Warrant Requested ☐ Regular Process ☒ In Custody**Location Status:**Arrest Date 5/1/04☒ Already in Federal Custody as of _____ in Wyatt Detention, Central Falls, RI☐ Already in State Custody at _____ ☐ Serving Sentence ☐ Awaiting Trial☐ On Pretrial Release: Ordered by: _____ on _____Charging Document: Complaint ☐ Information ☒ IndictmentTotal # of Counts: ☐ Petty _____ ☐ Misdemeanor _____ ☒ Felony 1

Continue on Page 2 for Entry of U.S.C. Citations

I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.

Date: 10/10/04 Signature of AUSA: Robert L. Peabody

District Court Case Number (To be filled in by deputy clerk): _____

Name of Defendant JAVIER ANGEL ROMERO AKA RAMON ACOSTA

U.S.C. Citations

	<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count Numbers</u>
Set 1	<u>21 USC 846</u>	<u>CONSPIRACY DISTRIBUTE COCAINE</u>	<u>1</u>
Set 2	_____	_____	_____
Set 3	_____	_____	_____
Set 4	_____	_____	_____
Set 5	_____	_____	_____
Set 6	_____	_____	_____
Set 7	_____	_____	_____
Set 8	_____	_____	_____
Set 9	_____	_____	_____
Set 10	_____	_____	_____
Set 11	_____	_____	_____
Set 12	_____	_____	_____
Set 13	_____	_____	_____
Set 14	_____	_____	_____
Set 15	_____	_____	_____

ADDITIONAL INFORMATION: _____

Criminal Case Cover Sheet

U.S. District Court - District of Massachusetts

Place of Offense: _____ Category No. II Investigating Agency DEA

City Lynn

Related Case Information:

County Essex

Superseding Ind./ Inf. X Case No. 04-10299 PBS

Same Defendant _____ New Defendant x

Magistrate Judge Case Number [REDACTED]

Search Warrant Case Number 04-M-1720 to 1730

R 20/R 40 from District of _____

Defendant Information:

Defendant Name CRISTIAN GERMOSEN Juvenile: ☐ Yes ☒ No

Alias Name _____

Address 27 WARREN ST. NEWBURYPORT, MA

Birthdate: 3/22/78 SS # 000-00-4821 Sex: MALE Race: Hispanic Nationalit Dominican

Defense Counsel if known: Michael Hickey, Esq. Address 15 Church St., Salem, MA

Bar Number _____

U.S. Attorney Information:

AUSA Robert L. Peabody Bar Number if applicable 551936

Interpreter: ☒ Yes ☐ No List language and/or dialect: Spanish

Matter to be SEALED: Yes [REDACTED]

Warrant Requested ☐ Regular Process ☒ In Custody

Location Status:

Arrest Date 5/1/04

☒ Already in Federal Custody as of _____ in Wyatt Detention, Central Falls, RI

☐ Already in State Custody at _____ ☐ Serving Sentence ☐ Awaiting Trial

On Pretrial Release: Ordered by: _____ on _____

Charging Document: Complaint ☐ Information ☒ Indictment

Total # of Counts: ☐ Petty ☐ Misdemeanor ☒ X Felony 1

Continue on Page 2 for Entry of U.S.C. Citations

I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.

Date: 10/6/04

Signature of AUSA:

Robert L. Peabody

District Court Case Number (To be filled in by deputy clerk): _____

Name of Defendant CRISTIAN GERMOSEN

U.S.C. Citations

	<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count Numbers</u>
Set 1	<u>21 USC 846</u>	<u>CONSPIRACY DISTRIBUTE COCAINE</u>	<u>1</u>
Set 2	_____	_____	_____
Set 3	_____	_____	_____
Set 4	_____	_____	_____
Set 5	_____	_____	_____
Set 6	_____	_____	_____
Set 7	_____	_____	_____
Set 8	_____	_____	_____
Set 9	_____	_____	_____
Set 10	_____	_____	_____
Set 11	_____	_____	_____
Set 12	_____	_____	_____
Set 13	_____	_____	_____
Set 14	_____	_____	_____
Set 15	_____	_____	_____

ADDITIONAL INFORMATION: _____

JS 45 (5/97) - (Revised U.S.D.C. MA 2/7/02)

Criminal Case Cover Sheet**U.S. District Court - District of Massachusetts**Place of Offense: _____ Category No. II Investigating Agency DEACity Lynn Related Case Information:County Essex Superseding Ind./ Inf. X Case No. 04-10299 PBS
Same Defendant _____ New Defendant x
Magistrate Judge Case Number [REDACTED]
Search Warrant Case Number 04-M-1720 to 1730
R 20/R 40 from District of _____**Defendant Information:**Defendant Name JUAN MARTINEZ Juvenile: ☐ Yes ☒ NoAlias Name MARCELINO CUEVAS AKA CHONAddress 22 PARK STREET, LYNN MABirthdate: 5/21/68 SS # 000-00-8954 Sex: MALE Race: Hispanic Nationalit Mexican

Defense Counsel if known: _____ Address _____

Bar Number _____

U.S. Attorney Information:AUSA Robert L. Peabody Bar Number if applicable _____Interpreter: ☒ Yes ☐ No List language and/or dialect: SpanishMatter to be SEALED: Yes [REDACTED]Warrant Requested ☐ Regular Process ☐ In Custody**Location Status:**Arrest Date FUGITIVE

Already in Federal Custody as of _____ in _____

☐ Already in State Custody at _____ ☐ Serving Sentence ☐ Awaiting Trial☐ On Pretrial Release: Ordered by: _____ on _____Charging Document: Complaint ☐ Information ☒ IndictmentTotal # of Counts: ☐ Petty ☐ Misdemeanor ☒ X Felony 1

Continue on Page 2 for Entry of U.S.C. Citations

I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.

Date: 10/6/04 Signature of AUSA: Robert L. Peabody

JS 45 (5/97) (Revised U.S.D.C. MA 2/7/02) Page 2 of 2 or Reverse

District Court Case Number (To be filled in by deputy clerk): _____

Name of Defendant JUAN MARTINEZ

U.S.C. Citations

	<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count Numbers</u>
Set 1	<u>21 USC 846</u>	<u>CONSPIRACY DISTRIBUTE COCAINE</u>	<u>1</u>
Set 2	_____	_____	_____
Set 3	_____	_____	_____
Set 4	_____	_____	_____
Set 5	_____	_____	_____
Set 6	_____	_____	_____
Set 7	_____	_____	_____
Set 8	_____	_____	_____
Set 9	_____	_____	_____
Set 10	_____	_____	_____
Set 11	_____	_____	_____
Set 12	_____	_____	_____
Set 13	_____	_____	_____
Set 14	_____	_____	_____
Set 15	_____	_____	_____

ADDITIONAL INFORMATION: _____

Criminal Case Cover Sheet**U.S. District Court - District of Massachusetts**Place of Offense: _____ Category No. II Investigating Agency DEACity Lynn**Related Case Information:**County EssexSuperseding Ind./ Inf. X Case No. 04-10299 PBSSame Defendant _____ New Defendant XMagistrate Judge Case Number 04 M-1685-GPSSearch Warrant Case Number 04 M-1720 to 1730

R 20/R 40 from District of _____

Defendant Information:Defendant Name GERARDO VASSEUR ORTIZ Juvenile: ☐ Yes ☒ NoAlias Name SCARFACE

Address _____

Birthdate: 6/23/72 SS # 000 00 Sex: MALE Race: Hispanic Nationalit DominicanDefense Counsel if known: Richard M. Welch, Esq. Address 80 Worcester St., No. Grafton, MA

Bar Number _____

U.S. Attorney Information:AUSA Robert L. Peabody Bar Number if applicable 551936Interpreter: ☒ Yes ☐ No List language and/or dialect: SpanishMatter to be SEALED: Yes ☒ _____Warrant Requested ☐ Regular Process ☒ In Custody**Location Status:**Arrest Date 5/1/04☒ Already in Federal Custody as of _____ in Wyatt Detention, Central Falls, RI☐ Already in State Custody at _____ ☐ Serving Sentence ☐ Awaiting Trial☐ On Pretrial Release: Ordered by: _____ on _____Charging Document: Complaint ☐ Information ☒ IndictmentTotal # of Counts: ☐ Petty _____ ☐ Misdemeanor _____ ☒ Felony 1

Continue on Page 2 for Entry of U.S.C. Citations

I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.Date: 10/6/04 Signature of AUSA: Robert L. Peabody

District Court Case Number (To be filled in by deputy clerk): _____**Name of Defendant** GERARDO VASSEUR ORTIZ**U.S.C. Citations**

	<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count Numbers</u>
Set 1	<u>21 USC 846</u>	<u>CONSPIRACY DISTRIBUTE COCAINE</u>	<u>1</u>
Set 2	_____	_____	_____
Set 3	_____	_____	_____
Set 4	_____	_____	_____
Set 5	_____	_____	_____
Set 6	_____	_____	_____
Set 7	_____	_____	_____
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Set 9	_____	_____	_____
Set 10	_____	_____	_____
Set 11	_____	_____	_____
Set 12	_____	_____	_____
Set 13	_____	_____	_____
Set 14	_____	_____	_____
Set 15	_____	_____	_____

ADDITIONAL INFORMATION: _____

JS 45 (5/97) - (Revised U.S.D.C. MA 2/7/02)

Criminal Case Cover Sheet**U.S. District Court - District of Massachusetts**Place of Offense: _____ Category No. II Investigating Agency DEACity Lynn**Related Case Information:**County EssexSuperseding Ind./ Inf. X Case No. 04-10299 PBSSame Defendant _____ New Defendant xMagistrate Judge Case Number [REDACTED]Search Warrant Case Number 04-M-1720-to-1730

R 20/R 40 from District of _____

Defendant Information:Defendant Name PHILLIP ASARO Juvenile: ☐ Yes ☒ No

Alias Name _____

Address 238 SCHOOL STREET, SOMERVILLE, MABirthdate: 8/22/73 SS # 000 00 5581 Sex: MALE Race: White Nationalit USADefense Counsel if known: Kirk Y. Griffin, Esq. Address 50 Staniford St., Boston,

Bar Number _____

U.S. Attorney Information:AUSA Robert L. Peabody, Bar Number if applicable 551936Interpreter: ☐ Yes ☒ No List language and/or dialect: _____Matter to be SEALED: Yes [REDACTED]

Warrant Requested

☒ Regular Process

In Custody

Location Status:Arrest Date 5/1/04

Already in Federal Custody as of _____ in _____

☐ Already in State Custody at _____ ☐ Serving Sentence ☐ Awaiting Trial☒ On Pretrial Release: Ordered by: Mag. Judge Swartwood on _____Charging Document: Complaint ☐ Information ☒ IndictmentTotal # of Counts: ☐ Petty _____ ☐ Misdemeanor _____ ☒ Felony 1

Continue on Page 2 for Entry of U.S.C. Citations

I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.

Date: 10/10/04Signature of AUSA: Robert L. Peabody

District Court Case Number (To be filled in by deputy clerk): _____

Name of Defendant PHILLIP ASARO

U.S.C. Citations

	<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count Numbers</u>
Set 1	<u>21 USC 846</u>	<u>CONSPIRACY DISTRIBUTE COCAINE</u>	<u>1</u>
Set 2	_____	_____	_____
Set 3	_____	_____	_____
Set 4	_____	_____	_____
Set 5	_____	_____	_____
Set 6	_____	_____	_____
Set 7	_____	_____	_____
Set 8	_____	_____	_____
Set 9	_____	_____	_____
Set 10	_____	_____	_____
Set 11	_____	_____	_____
Set 12	_____	_____	_____
Set 13	_____	_____	_____
Set 14	_____	_____	_____
Set 15	_____	_____	_____

ADDITIONAL INFORMATION: _____

Criminal Case Cover Sheet**U.S. District Court - District of Massachusetts**Place of Offense: _____ Category No. II Investigating Agency DEACity Lynn**Related Case Information:**County EssexSuperseding Ind./ Inf. X Case No. 04-10299 PBSSame Defendant _____ New Defendant PM-1685 CBSMagistrate Judge Case Number 04-M-1720 to 1730Search Warrant Case Number 04-M-1720 to 1730

R 20/R 40 from District of _____

Defendant Information:Defendant Name SILVESTRE LIZARDI Juvenile: ☐ Yes ☒ No

Alias Name _____

Address 29 HARDY STREET, NEWBURYPORT, MABirthdate: 12/31/80 SS # 000 00 3844 Sex: MALE Race: Hispanic Nationalit MexicanDefense Counsel if known: Michael R. Schneider, Esq. Address 95 Commercial Wf. Boston, MA

Bar Number _____

U.S. Attorney Information:AUSA Robert L. Peabody Bar Number if applicable 551936Interpreter: ☒ Yes ☐ No List language and/or dialect: SpanishMatter to be SEALED: Yes ☒ No ☐

Warrant Requested

☒ Regular Process

In Custody

Location Status:Arrest Date 5/1/04

Already in Federal Custody as of _____ in _____

☐ Already in State Custody at _____ ☐ Serving Sentence ☐ Awaiting Trial☒ On Pretrial Release: Ordered by: Mag. Judge Swartwood on _____Charging Document: Complaint ☐ Information ☒ IndictmentTotal # of Counts: ☐ Petty ☐ Misdemeanor ☒ X Felony 1

Continue on Page 2 for Entry of U.S.C. Citations

I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.

Date: 10/6/04Signature of AUSA: Robert L. Peabody

District Court Case Number (To be filled in by deputy clerk): _____

Name of Defendant SILVESTRE LIZARDI

U.S.C. Citations

	<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count Numbers</u>
Set 1	<u>21 USC 846</u>	<u>CONSPIRACY DISTRIBUTE COCAINE</u>	<u>1</u>
Set 2	_____	_____	_____
Set 3	_____	_____	_____
Set 4	_____	_____	_____
Set 5	_____	_____	_____
Set 6	_____	_____	_____
Set 7	_____	_____	_____
Set 8	_____	_____	_____
Set 9	_____	_____	_____
Set 10	_____	_____	_____
Set 11	_____	_____	_____
Set 12	_____	_____	_____
Set 13	_____	_____	_____
Set 14	_____	_____	_____
Set 15	_____	_____	_____

ADDITIONAL INFORMATION: _____

Criminal Case Cover Sheet

U.S. District Court - District of Massachusetts

Place of Offense: _____ Category No. II Investigating Agency DEA

City Lynn

Related Case Information:

County Essex

Superseding Ind./ Inf. X Case No. 04-10299 PBS

Same Defendant x New Defendant x

Magistrate Judge Case Number [REDACTED]

Search Warrant Case Number 04-M-1720 to 1730

R 20/R 40 from District of _____

Defendant Information:

Defendant Name ROBERT V. RUSCIO Juvenile: ☐ Yes ☒ No

Alias Name _____

Address 286 NEWBURY ST., PEABODY, MA

Birthdate: 7/15/51 SS # 000-00-7920 Sex: MALE Race: White Nationalit USA

Defense Counsel if known: Edward L. Hayden, Esq. Address 7 Franklin St., Lynn, MA

Bar Number _____

U.S. Attorney Information:

AUSA Robert L. Peabody Bar Number if applicable 551936

Interpreter: ☐ Yes ☒ No List language and/or dialect: _____

Matter to be SEALED: Yes X No [REDACTED]

☒ Warrant Requested ☒ Regular Process In Custody

Location Status:

Arrest Date _____

Already in Federal Custody as of _____ in _____

☐ Already in State Custody at _____ ☐ Serving Sentence ☐ Awaiting Trial

☒ On Pretrial Release: Ordered by: Mag. Judge Swartwood on _____

Charging Document: Complaint ☐ Information ☒ Indictment

Total # of Counts: ☐ Petty ☐ Misdemeanor ☒ Felony 1

Continue on Page 2 for Entry of U.S.C. Citations

I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.

Date: 10/6/04 Signature of AUSA: Robert L. Peabody

District Court Case Number (To be filled in by deputy clerk): _____

Name of Defendant ROBERT V. RUSCIO

U.S.C. Citations

	<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count Numbers</u>
Set 1	<u>21 USC 846</u>	<u>CONSPIRACY DISTRIBUTE COCAINE</u>	<u>1</u>
Set 2	_____	_____	_____
Set 3	_____	_____	_____
Set 4	_____	_____	_____
Set 5	_____	_____	_____
Set 6	_____	_____	_____
Set 7	_____	_____	_____
Set 8	_____	_____	_____
Set 9	_____	_____	_____
Set 10	_____	_____	_____
Set 11	_____	_____	_____
Set 12	_____	_____	_____
Set 13	_____	_____	_____
Set 14	_____	_____	_____
Set 15	_____	_____	_____

ADDITIONAL INFORMATION: _____

Criminal Case Cover Sheet**U.S. District Court - District of Massachusetts**Place of Offense: _____ Category No. II Investigating Agency DEACity Lynn**Related Case Information:**County EssexSuperseding Ind./ Inf. X Case No. 04-10299 PBSSame Defendant _____ New Defendant x

Magistrate Judge Case Number _____

Search Warrant Case Number 04-M-1720 -to- 1730

R 20/R 40 from District of _____

Defendant Information:Defendant Name GIOVANNI AVILA Juvenile: ☐ Yes ☒ NoAlias Name THE PAINTERAddress 892 WASHINGTON STREET APT., LYNN, MABirthdate: 4/25/62 SS # 000-00-1042 Sex: MALE Race: Hispanic Nationalit Costa RicanDefense Counsel if known: Michael F. Natola, Esq. Address Boston, MA

Bar Number _____

U.S. Attorney Information:AUSA Robert L. Peabody Bar Number if applicable 551936Interpreter: ☒ Yes ☐ No List language and/or dialect: SpanishMatter to be SEALED: Yes NOWarrant Requested ☒ Regular Process In Custody**Location Status:**Arrest Date 5/1/04

Already in Federal Custody as of _____ in _____

☐ Already in State Custody at _____ ☐ Serving Sentence ☐ Awaiting Trial☒ On Pretrial Release: Ordered by: Mag. Judge Swartwood on _____Charging Document: Complaint ☐ Information ☒ IndictmentTotal # of Counts: ☐ Petty _____ ☐ Misdemeanor _____ ☒ X Felony 1

Continue on Page 2 for Entry of U.S.C. Citations

I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.

Date: 10/6/04

Signature of AUSA:

Robert L. Peabody

District Court Case Number (To be filled in by deputy clerk): _____

Name of Defendant GIOVANNI AVILA

U.S.C. Citations

	<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count Numbers</u>
Set 1	<u>21 USC 846</u>	<u>CONSPIRACY DISTRIBUTE COCAINE</u>	<u>1</u>
Set 2	_____	_____	_____
Set 3	_____	_____	_____
Set 4	_____	_____	_____
Set 5	_____	_____	_____
Set 6	_____	_____	_____
Set 7	_____	_____	_____
Set 8	_____	_____	_____
Set 9	_____	_____	_____
Set 10	_____	_____	_____
Set 11	_____	_____	_____
Set 12	_____	_____	_____
Set 13	_____	_____	_____
Set 14	_____	_____	_____
Set 15	_____	_____	_____

ADDITIONAL INFORMATION: _____

Criminal Case Cover Sheet

U.S. District Court - District of Massachusetts

Place of Offense: _____ Category No. II Investigating Agency DEA

City Lynn Related Case Information:

County Essex Superseding Ind./ Inf. X Case No. 04-10299 PBS
Same Defendant _____ New Defendant x
Magistrate Judge Case Number 04-M-1685 CBS
Search Warrant Case Number 04-M-1720 to 1730
R 20/R 40 from District of _____

Defendant Information:

Defendant Name GILBERTO ZAYAS Juvenile: ☐ Yes ☒ No

Alias Name Tony

Address 39 FAYETTE STREET, APT #1, LYNN, MA 01902-2346

Birthdate: 08/05/73 SS # 583415419 Sex: MALE Race: Hispanic Nationalit Dominican

Defense Counsel if known: Raymond E. Gillespie, Esq. Address 875 Mass. Ave., Cambridge, MA

Bar Number _____

U.S. Attorney Information:

AUSA Robert L. Peabody Bar Number if applicable 551936

Interpreter: ☒ Yes ☐ No List language and/or dialect: Spanish

Matter to be SEALED: Yes [REDACTED]

Warrant Requested ☐ Regular Process ☒ In Custody

Location Status:

Arrest Date 5/1/04

☒ Already in Federal Custody as of _____ in Wyatt Detention, Central Falls, RI

☐ Already in State Custody at _____ ☐ Serving Sentence ☐ Awaiting Trial

☐ On Pretrial Release: Ordered by: _____ on _____

Charging Document: Complaint ☐ Information ☒ Indictment

Total # of Counts: ☐ Petty _____ ☐ Misdemeanor _____ ☒ X Felony 1

Continue on Page 2 for Entry of U.S.C. Citations

I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.

Date: 10/6/04

Signature of AUSA: Robert L. Peabody

District Court Case Number (To be filled in by deputy clerk): _____

Name of Defendant GILBERTO ZAYAS, aka Tony

U.S.C. Citations

	<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count Numbers</u>
Set 1	<u>21 USC 846</u>	<u>CONSPIRACY DISTRIBUTE COCAINE</u>	<u>1</u>
Set 2	_____	_____	_____
Set 3	_____	_____	_____
Set 4	_____	_____	_____
Set 5	_____	_____	_____
Set 6	_____	_____	_____
Set 7	_____	_____	_____
Set 8	_____	_____	_____
Set 9	_____	_____	_____
Set 10	_____	_____	_____
Set 11	_____	_____	_____
Set 12	_____	_____	_____
Set 13	_____	_____	_____
Set 14	_____	_____	_____
Set 15	_____	_____	_____

ADDITIONAL INFORMATION: _____

Criminal Case Cover Sheet**U.S. District Court - District of Massachusetts**Place of Offense: _____ Category No. II Investigating Agency DEACity Lynn Related Case Information:County Essex Superseding Ind./ Inf. X Case No. 04-10299 PBS
Same Defendant _____ New Defendant x
Magistrate Judge Case Number 04-M-1685 CBS
Search Warrant Case Number 04-M-1720 to 1730
R 20/R 40 from District of _____**Defendant Information:**Defendant Name LUIS DEJESUS Juvenile: ☐ Yes ☒ NoAlias Name EdgardoAddress 107 MARIANNA STREET, APT. #1, LYNN, MABirthdate: 11/01/66 SS # 583312821 Sex: MALE Race: Hispanic Nationalit DominicanDefense Counsel if known: John W. Laymon, Esq. Address 40 Court St., Boston, MA

Bar Number _____

U.S. Attorney Information:AUSA Robert L. Peabody Bar Number if applicable 551936Interpreter: ☒ Yes ☐ No List language and/or dialect: SpanishMatter to be SEALED: Yes ☒ No ☐Warrant Requested ☐ Regular Process ☒ In Custody**Location Status:**Arrest Date 5/1/04☒ Already in Federal Custody as of _____ in Wyatt Detention, Central Falls, RI☐ Already in State Custody at _____ ☐ Serving Sentence ☐ Awaiting Trial☐ On Pretrial Release: Ordered by: _____ on _____Charging Document: Complaint ☐ Information ☒ IndictmentTotal # of Counts: ☐ Petty ☐ Misdemeanor ☒ X Felony 1

Continue on Page 2 for Entry of U.S.C. Citations

I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.

Date: 10/6/04 Signature of AUSA: Robert L. Peabody

District Court Case Number (To be filled in by deputy clerk): _____**Name of Defendant** LUIS DEJESUS, aka Edgardo**U.S.C. Citations**

	<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count Numbers</u>
Set 1	<u>21 USC 846</u>	<u>CONSPIRACY DISTRIBUTE COCAINE</u>	<u>1</u>
Set 2	_____	_____	_____
Set 3	_____	_____	_____
Set 4	_____	_____	_____
Set 5	_____	_____	_____
Set 6	_____	_____	_____
Set 7	_____	_____	_____
Set 8	_____	_____	_____
Set 9	_____	_____	_____
Set 10	_____	_____	_____
Set 11	_____	_____	_____
Set 12	_____	_____	_____
Set 13	_____	_____	_____
Set 14	_____	_____	_____
Set 15	_____	_____	_____

ADDITIONAL INFORMATION: _____

Criminal Case Cover Sheet

U.S. District Court - District of Massachusetts

Place of Offense: _____ Category No. II Investigating Agency DEA

City Lynn

Related Case Information:

County Essex

Superseding Ind./ Inf. X Case No. 04-10299 PBS
 Same Defendant _____ New Defendant X
 Magistrate Judge Case Number 04-M-1720
 Search Warrant Case Number 04-M 1720 to 1730
 R 20/R 40 from District of _____

Defendant Information:

Defendant Name BENITO GRULLON Juvenile: ☐ Yes ☒ No

Alias Name _____

Address _____

Birthdate: _____ SS # _____ Sex: MALE Race: Hispanic Nationalit Dominican

Defense Counsel if known: Ron Ian Segal, Esq. Address 23 Central Ave., Lynn, MA

Bar Number _____

U.S. Attorney Information:

AUSA Robert L. Peabody Bar Number if applicable 551936

Interpreter: ☒ Yes ☐ No List language and/or dialect: Spanish

Matter to be SEALED: Yes 170

Warrant Requested ☒ Regular Process ☐ In Custody ☐

Location Status:

Arrest Date 5/1/04

☒ Already in Federal Custody as of _____ in _____

☐ Already in State Custody at _____ ☐ Serving Sentence ☐ Awaiting Trial

☒ On Pretrial Release: Ordered by: _____ on _____

Charging Document: Complaint ☐ Information ☒ Indictment

Total # of Counts: ☐ Petty ☐ Misdemeanor ☒ Felony 1

Continue on Page 2 for Entry of U.S.C. Citations

I hereby certify that the case numbers of any prior proceedings before a Magistrate Judge are accurately set forth above.

Date: 10/6/04

Signature of AUSA: Robert L. Peabody

District Court Case Number (To be filled in by deputy clerk): _____

Name of Defendant BENITO GRULLON

U.S.C. Citations

	<u>Index Key/Code</u>	<u>Description of Offense Charged</u>	<u>Count Numbers</u>
Set 1	<u>21 USC 846</u>	<u>CONSPIRACY DISTRIBUTE COCAINE</u>	<u>1</u>
Set 2	_____	_____	_____
Set 3	_____	_____	_____
Set 4	_____	_____	_____
Set 5	_____	_____	_____
Set 6	_____	_____	_____
Set 7	_____	_____	_____
Set 8	_____	_____	_____
Set 9	_____	_____	_____
Set 10	_____	_____	_____
Set 11	_____	_____	_____
Set 12	_____	_____	_____
Set 13	_____	_____	_____
Set 14	_____	_____	_____
Set 15	_____	_____	_____

ADDITIONAL INFORMATION: _____

